IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE THIRD DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

WRIT PETITION NO.23799 of 1998

Between:

Ms. Kumudini Devi D/o late Sri Raghunath Pershad
R/o 16-10-27/156, Block No.I , Flat No.5, Municipal colony Old

Malakpet, Hyderbad

..... PETITIONER

AND

1 The Chief Judge, City Civil Court,
Hyderbad
2 The V Addl. Judge, City Civil Court
Hyderbad

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue an appropriate Writ , order or direction in the nature of Mandamus: a) Calling for the records with respect to Complaint No.41/91 (re-numbered as Complaint No.41/94) and other connected records in O.S.No.656 of 1982 on the file of the V. Addl. Judge, City Civil Court, Hyderabad; b) Declare the impugned Memo.No.41/91.S.1 dt. 22/06/1998 issued by the Office of the Court of Chief Judge, City Civil Court, Hyderabad as bad and illegal; and c) Consequently direct the respondents to furnish the Enquiry Report in Complaint No. 41/91 (re-numbered as Complaint No.41/94) conducted by the Addl. Chief Judge, City Civil Court, Hyderabad and other documents viz., (1) Xerox Certified copies of the Memo filed by the Advocate-Commissioner; (2) Ex.AI; (3) Copies of the complaints of the petitioner; (4) Deposition of PW1 to PW3; (5) Depositions of DW.1 to DW.6 ; (6) Report in Complaint No.41/94 ; and (7) Written arguments filed by the plaintiff; sought for in C.A.No.3557/98, dt. 17/02/1998 in O.S.No.656/82 on the file of the V Addl. Judge, City Civil Court, Hyderabad.

Counsel for the Petitioner: MR. W.B. SRINIVAS

Counsel for the Respondents: Ms. M. Bhaskar Lakshmi, SC for High Court.

The Court made the following:

ORDER:

The present writ petition is filed seeking to declare the impugned Memo No.41/91.S.1, dated 22.06.1998 issued by the Office of the Court of the Chief Judge, City Civil Court, Hyderabad as illegal and consequently to direct the respondents to furnish the Enquiry report in Complaint No.41/91 (re-numbered as Complaint No.41/94) conducted by the Additional Chief Judge, City Civil Court, Hyderabad and other connected records in O.S.No.656 of 1982 on the file of the V Additional Judge, City Civil Court, Hyderabad.

When the matter is taken up for hearing, learned counsel for the petitioner submits that the petitioner has taken away the bundle and he has no instructions in the matter. On the directions of this Court, to know as to whether anything survives in this writ petition, the learned Standing Counsel appearing for the respondents submitted that the suit in O.S.No.656 of 1998, which is pending on the file of the V Additional Judge, City Civil Court, Hyderabad, was already disposed of on 20.03.1998 and in view of same nothing survives in the writ petition and the matter has become infructuous.

Recording submission of the learned Standing Counsel for respondents, the writ petition is dismissed as having become infructuous. No costs.

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N.V. RAMANA, J.

Date: 03.03.2005

Nsr

To

1 The Chief Judge, City Civil Court,
Hyderbad
2 The V Addl. Judge, City Civil Court

Hyderbad

3 Two CD copies

*Form-NIC-OGS/WP{**PRASAD**}*